THE HON'BLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION No.23546 of 2007

Between:

Smt.Chintapalli Purnamma.

.. PETITIONER

and

The Tahsildar District Collector, Krishna District and others.

.. RESPONDENTS

-

-

-

-

-

-

-

-

-

-

-

-

-

-

-

-

-

-

-

-

-

THE HON'BLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION No.23546 of 2007

-

ORDER:

It is the case of the petitioner that she encroached upon a tank bed land admeasuring about 200 sq. yards about 30 years back in Sy.No.208 of Pedda Reddipalem Village, Narasaraopet Mandal, Guntur District, and erected a thatched house and thereafter developed with asbestos sheets. The said house was assessed to house tax vide Assessment No.210 by the Gram Panchayat Pedda Reddipalem. It is stated that though the petitioner is an encroacher, she cannot be dispossessed from the land in question, without following due procedure prescribed under the A.P.Land Encroachment Act, 1905 (for shot "the Act").

Admittedly, the petitioner has no right, title and ownership in respect of the land in question and she is only an encroacher. But, however, the petitioner cannot be dispossessed from the land in question without following due procedure prescribed under the Act.

Accordingly, the writ petition is disposed of directing the respondents not to dispossess the petitioner from the land in question without following due procedure prescribed under the Act. There shall be no order as to costs.

_____

06-11-2007

Prv